IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL MISC. APPEAL No. 1794 of 2007

NIRMAL KUMAR
V/S
THE BANK OF RAJ. LTD. & ORS

Mr. HARISH PUROHIT, for the appellant / petitioner

Date of Order : 13.7.2007

HON'BLE SHRI N P GUPTA,J.

ORDER

Admittedly the attachment has been withdrawn, therefore, the petitioner cannot be said to be entitled to have the sale confirmed. In that view of the matter, I do not find any error in the impugned order.

It is contended by the learned counsel for the appellant that he deposited the entire amount of the bid way back in the year 1997, and for no fault of his he stood deprived of the amount. It may be observed that for that it will be open to the appellant to pursue such other remedy as may be available to him under law.

The appeal is, therefore, dismissed with aforesaid observations.

(N P GUPTA),J.

/Sushil/